

CIVIL CASE NO. 1:09cv326

Defendant.

ORDER

Based upon the representations of counsel, and for cause shown, **IT IS, THEREFORE, ORDERED** that the Plaintiff's Motion to Remand Back to State Court [Doc. 5] is **GRANTED**, and this matter is hereby **REMANDED**

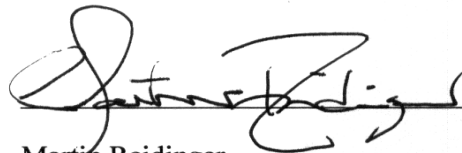
to the Rutherford County General Court of Justice, Superior Court Division,
for such further proceedings as may be required.

IT IS FURTHER ORDERED that the Plaintiff's request for an award
of costs and expenses pursuant to 28 U.S.C. § 1447 [Doc. 5] is hereby
DENIED as withdrawn.

IT IS FURTHER ORDERED that the Clerk of Court is directed to
close this case.

IT IS SO ORDERED.

Signed: September 3, 2009


Martin Reidinger
United States District Judge

